HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Revision No.211/2001
(Old No. 115/1993)

1. Abdul Hakeem S/o Abdul Majid
2. Khalil S/o Abdul Majid
   Both R/o Tanda Banehra
   P.S. Manglore
   District Haridwar .....Revisionists

Versus

State .....Respondent

Hon'ble J. C. S. Rawat, J.

This criminal revision under section 397/401 Cr.P.C. was filed against the judgment and order dated 23.1.1993 passed by the Additional Sessions Judge, Roorkee, District Haridwar in Criminal Appeal No.24/1991, convicting and sentencing the revisionists to undergo for the period of six months S.I. and a fine of Rs.500/- each under section 323. In default of payment of fine, the revisionists to undergo further one month R.I. The revisionists were also convicted and sentenced them to undergo R.I. for one year and a fine of Rs.500/- each under section 324/34. In default of payment of fine, the revisionists to undergo one month simple imprisonment.

The parties have filed the compromise application bearing No.1026/2004. The offence under section 324 of the I.P.C. is compoundable with the permission of the court and the offence under section 323 I.P.C. is compoundable without the permission of the court. The permission having been accorded the compromise was sent for verification to the Additional Registrar of this Court. The same has been remitted back after verification. The compromise is, therefore, accepted.

In view of the compromise, the revision is allowed and the conviction and sentence awarded against the

revisionists per judgment and order dated 23.1.1993 is hereby set-aside. The revisionists are acquitted of the charge levelled against them. Therefore, they need not surrender. Their bail bonds are cancelled and sureties discharged.

Dated 22.12.2004 (J. C. S. Rawat, J.)

LSRawat